

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT Application of:

Shunpei YAMAZAKI et al.

Application Serial No. 09/118,010

Filed: July 17, 1998

For: SEMICONDUCTOR DEVICE, METHOD

OF FABRICATING THE SAME, AND

ELECTROOPTICAL DEVICE



Art Unit: 2822

Examiner: M. Guerrero

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**SUBMISSION OF TERMINAL DISCLAIMER**

Commissioner for Patents  
Washington, D.C. 20231

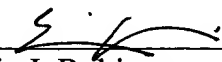
Sir:

Responsive to the Office Action of **June 18, 2001**, an Amendment and a copy of an executed Terminal Disclaimer was timely filed in the U.S. Patent and Trademark Office on September 18, 2001. Applicants now submits the original, executed Terminal Disclaimer in connection with the above-identified application.

If the Examiner believes further discussions with Applicant's representative would be beneficial in this case, he is invited to contact the undersigned.

Respectfully submitted,

**NIXON PEABODY LLP**

  
Eric J. Robinson  
Registration No. 38,285

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SEP 24 2001

Docket No. 0756-1838

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TERMINAL DISCLAIMER

Honorable Assistant Commissioner for Patents

Washington, D. C. 20231

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03 FC:148 Sir

110.00 0P

I, Dr. Shunpei Yamazaki, having a place of business at Semiconductor Energy Laboratory Co., Ltd., 398, Hase, Atsugi-shi, Kanagawa-ken 243-0036 Japan, state that I am authorized to sign on behalf of the assignee of this invention and that the Assignment referred to below has been reviewed and certify that, to the best of my knowledge and belief, the entire right, title and interest in the above-identified application is in the name of Semiconductor Energy Laboratory Co., Ltd. by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 7872, Frame 0724.

Semiconductor Energy Laboratory Co., Ltd. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,242,758.

-2-

Docket No. 0756-1838

Semiconductor Energy Laboratory Co., Ltd. hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and prior Patent No. 6,242,758 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Semiconductor Energy Laboratory Co., Ltd. does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 35 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date

09/12/2001

Name: Shunpei Yamazaki

Title: President

Company Name: Semiconductor Energy  
Laboratory Co., Ltd